Appendix "A."

Section 4077, Baldwin's 1938 Kentucky Statutes Supplement.

"Every railway company, gas company, water company, ferry company, bridge company, street railway company, express company, electric light company, electric power company, telephone company, telegraph company, press dispatch company, bus line company, common carrier trucking company, air transport company, palace car company, dining car company, sleeping car company, chair car company, tank car company, coal car company, pipe line company, and every other like company or business performing any public service, shall, in addition to the other taxes imposed on it by law, annually pay a tax on its franchise to the State, and a local tax thereon to the county, incorporated city, town and taxing district, wherein its franchise may be exercised.

"The property of such taxpayers shall be classified as operating tangible, franchise, non-operating tangible and non-operating intangible.

"Non-operating intangibles within the taxing jurisdiction of the Commonwealth shall be taxable for State purposes only at the same rate as the intangible property of other taxpayers not performing public services, and tangible property whether operating or non-operating shall be subject to State and local taxes at the same rate as the tangible property of other taxpayers not performing public services.

"The Department of Revenue shall have sole power to value and assess all of the property, including the franchise, of every corporation, company, association, partnership, or person performing any public service, including those enumerated above and all others to whom this section may apply, whether or not such operating or non-operating tangible or non-operating intangible, or franchise values have hereto-

fore been assessed by said Department, and shall apportion such assessments of franchise as provided by section 4081 of the Statutes and shall certify tangible property to the counties, cities, towns and taxing districts where said property is situated. Provided, however, that in the case of a taxpayer whose business is predominantly non-franchise and the franchise or public service business in which he is engaged is merely incidental to his principal business, the Department shall in the exercise of its judgment and discretion, determine from evidence which it may have or obtain, what portion of the capital and property is devoted to the public service business subject to assessment by the Department under this Act, and shall require the remainder of the property not so engaged to be assessed by the local taxing authorities."

And Section 4078a Carroll's Kentucky Statutes, 1936 Edition:

"That the annual report or statement of every railway company or railway corporation, telephone, telegraph, express company or other public utility company now required under the provisions of the Kentucky Statutes to be made and delivered to the auditor of public accounts, tax commission or railroad commission, between the 30th day of June and the 1st day of October, hereafter shall be made and delivered by every such company or corporation to the auditor of public accounts, the tax commission and the railroad commission between the 31st day of December and the 31st day of March following, and the information therein furnished as called for by the statutory provisions aforesaid shall cover the period of twelve months ending the 31st day of December, instead of the 30th day of June, as heretofore required; provided, however, the aforesaid state departments are hereby authorized and directed to change the date of the aforesaid reports to conform to any change in date established by federal regulations."

Appendix "B."

Section 4019 Baldwin's 1938 Supplement to Carroll's Kentucky Statutes:

"An annual ad valorem tax for state purposes of five (five) cents each one hundred dollars (one hundred dollars) of value of all real estate directed to be assessed for taxation, as provided by law and fifty cents upon each one hundred dollars (one hundred dollars) of value of all other property directed to be assessed for taxation, as provided by law, shall be paid by the owner, person or corporation assessed; except a tax at the rate of one-tenth of one per cent (one-tenth of one per cent) shall be paid annually upon the amount of deposits in any bank, trust company, or combined bank and trust company, organized under the laws of this State, or in any national bank of this State, as now provided by law; and also including building and loan associations incorporated under the laws of this State, and making loans to members only, which association shall be assessed except as otherwise provided by law in the manner and at the rate now set forth in Chapter fourteen of the Acts of the extraordinary session of the general assembly of nineteen seventeen (Sections four thousand nineteen a-six, four thousand nineteen a-seven, and four thousand nineteen a-eight).

"The aggregate amount of taxes realized under this Act shall be paid into the State Treasury and credited to the General Fund to be distributed and applied as may be provided by law."

Appendix "C."

Sec. 4091 Carroll's Kentucky Statutes, 1936 edition, as follows:

"All the state taxes assessed against any corporation, company or association, under this article, shall be due and payable thirty days after notice of the same has been given said corporation, company or association by the auditor; and all county, municipal, school and other taxes shall be due and payable thirty days after notice of the amount of said tax is given by the officer whose duty it is to collect the same; and every such corporation, company or association failing to pay its taxes, after receiving thirty days' notice, shall be deemed delinquent, and a penalty of ten per cent (10%) on the amount of the tax shall attach, and thereaftar such tax shall bear interest at the rate of ten per cent (10%) per annum. Any such corporation, company or association failing to pay its taxes, penalty and interest, after becoming delinquent, shall be deemed guilty of a misdemeanor and, on conviction, shall be fined fifty dollars ($50.00) for each day the same remains unpaid, to be recovered by indictment or civil action, of which the Franklin circuit court shall have jurisdiction. It shall be the duty of the county clerk to furnish to the auditor of public accounts, on blanks provided by the auditor, a statement of the assessed value of the tangible property of all corporations, companies or associations paying a franchise or other tax under this act.

"Any county clerk failing to comply with the requirements of this act shall be guilty of a misdemeanor and, on conviction, shall be fined not less than ten nor more than twenty-five dollars."